

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,  
PELVIC REPAIR SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

---

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBITS:

**JOINT MOTION TO DISMISS DEFENDANT  
AMERICAN MEDICAL SYSTEMS, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A-D and defendant American Medical Systems, Inc. ("AMS") advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions with prejudice, and terminate AMS from the docket in these actions, parties to bear their own costs. Other defendants remain in these actions, and plaintiffs will continue to pursue their actions against them.

Respectfully:

/s/ Barbara R. Binis

Barbara R. Binis  
REED SMITH  
Three Logan Square, Suite 3100  
1717 Arch Street  
Philadelphia, PA 19103  
215.851.8100 (phone)  
215.851.1420 (fax)  
bbinis@reedsmith.com

/s/ Erik W. Legg

Erik W. Legg (WVSB 7738)  
FARRELL, WHITE & LEGG PLLC  
P.O. Box 6457  
Huntington, WV 25772-6457  
304.522.9100 (phone)  
304.522.9162 (fax)  
ewl@farrell3.com

*Attorneys for Defendant American Medical Systems, Inc.*

/s/ Andy Dow Birchfield, Jr.

Andy Dow Birchfield, Jr.  
BEASLEY ALLEN CROW METHVIN PORTIS & MILES  
P. O. Box 4160  
Montgomery, AL 36103-4160  
334.269.2343 (phone)  
334.954.7555 (fax)  
andy.birchfield@beasleyallen.com  
*Attorney for Plaintiffs on Exhibit A*

/s/ Henry G. Garrard

Henry G. Garrard, III  
BLASINGAME BURCH GARRARD & ASHLEY  
P. O. Box 832  
Athens, GA 30603  
706.354.4000 (phone)  
706.549.3545 (fax)  
hgg@bbgbalaw.com  
*Attorney for Plaintiffs on Exhibit B*

/s/ Mark W. Davis

Mark W. Davis  
DAVIS & CRUMP  
Third Floor  
1712 15th Place  
Gulfport, MS 39501  
228.863.6000 (phone)  
228.864.0907 (fax)  
mark.davis@daviscrump.com  
*Attorney for Plaintiffs on Exhibit C*

/s/ Mark R. Mueller

Mark R. Mueller  
MUELLER LAW  
404 West 7th Street  
Austin, TX 78701  
512.478.1236 (phone)  
512.478.1473 (fax)  
receptionist@muellerlaw.com  
*Attorney for Plaintiff on Exhibit D*

Dated: July 11, 2016

**EXHIBIT A - BEASLEY ALLEN CROW METHVIN PORTIS & MILES**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-CV-02426	Floann P. Gray v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-08239	Karen E. Bergsrud, Robert Bergsrud v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-21630	Melissa Phelps, Greg Phelps v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-30638	Phyllis R. Jordan, Kenneth M. Jordan v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT B – BLASINGAME, BURCH, GARRARD & ASHLEY**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:13-CV-06021	Angela C. Lofton v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT C – DAVIS & CRUMP**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-CV-01718	Betty Darnell and Herman Darnell v. Ethicon, Inc., American Medical Systems, Inc., Johnson & Johnson
2:12-CV-08726	Kathleen A. DesRoches v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-17117	Wanda Morrison v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc., Mentor Worldwide LLC, Coloplast Corp.

**EXHIBIT D – MUELLER LAW**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:13-CV-17169	Emma Redmon, Edgar Redmon v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on July 11, 2016, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Barbara R. Binis